

Nevada Division of Public & Behavioral Health (DPBH)
Child Care Licensing Advisory Council
Meeting Minutes
Date: March 8, 2016
Time: 1:30 PM

Division of Public and Behavioral Health
727 Fairview Drive, Suite E
Carson City, Nevada 89701

Division of Public & Behavioral Health
4220 S. Maryland Pkwy Bldg D Suite 810
Las Vegas, NV 89119

Also available via teleconference
CALL IN NUMBER: 1-888-398-2342
ACCESS CODE: 1530727

Committee Members Present

Carrie Paldi, Co-Chair, Creative Kids Learning Center (Las Vegas)
Laurie Ciardullo, Roots and Wings (Las Vegas)
Rachel Perez, Kids Quest (via phone)
Andrea Davis, Kids Kottage (via phone)
Shelly Martinez, Roots & Wings (Carson City)
David Walton, Challenger School (Las Vegas)
Andrea Doran, WNC (via phone)
Andrea Davis, Kids Kottage (via phone)
Mary Rocha, Peas & Carrots (via phone)

Committee Members Not Present

Diane Nicolet, Co-Chair, E.L. Cord Child Care Center, TMCC (Carson City)
Tiffany Alston, Sunrise Children's Foundation
Sue Joyner, Dayton Valley Learning Center (via phone)

Child Care Licensing Staff Present

Latisha Brown, Program Manager (via phone)
Edith Farmer, Supervisor (Las Vegas)
Stephen Burdon, Surveyor (Las Vegas)
Anna Lisa Acosta, Supervisor (Carson City)
Tammy Hutchinson, Surveyor (Carson City)
Lisa Roberts, Surveyor (Carson City)
Tiffany Kaplan, Surveyor (Carson City)
Alicia Mazy (Carson City)
Jennie Ballou, Surveyor (via phone)

Las Vegas Attendees:

Jared Busker

Carson City Attendees:

Ali Cooper
Tiffany Olivas

Teleconference Attendees:

Carol Levins

Laurie ?

Karen Micklish

Jamie Taylor

Kristy Baker

Shelly Nye

Sherry Waugh

Cindy Johnson

Maureen Avery

Ron Barakat

1. Opening Remarks

No opening remarks.

2. Approval of meeting minutes from January 12, 2016 meeting-*Carrie Paldi, Co-Chair*

Motion: Carrie asks for a motion. Shelly Martinez puts forth a motion to approve the January 12, 2016 CCAC minutes as written. Andrea Doran seconds the motion. All in favor no opposed.

3. Update from Child Care Licensing. – *Latisha Brown, Program Manager*

a. Capacity Report

Current Capacity of children

34,297 Children

460 facilities total under State jurisdiction

720 facilities total, including Washoe County

4. Discussion of Regulation Review focus areas and recommendations-*Carrie Paldi, Co-Chair*

1. Project Background and Description

Regulations to be reviewed in order to effect positive and collaborative change within the industry to ensure the health, safety and well-being of the children and families served within the industry.

2. Regulations Proposed for Review and Amendments

a. NAC432A 170 – Background Check requirements

Public Comment: Why is there a cap on the preceding 5 years regarding drug related crimes? Edith Farmer states that these are Federal Guidelines that Child Care Licensing is trying to meet.

Doesn't the FBI conduct and cover the local repository check?

Latisha Brown states that it may not be covered. Child Care Licensing is seeking clarification from FEDS.

b. NAC432A. 200 – Application and Background Fees

Public Comment: Latisha Brown states that Licensing will raise all base fees.

- The fees will be feasible for providers
- Per child cost may be implemented
- Fees haven't changed in about 25 years in the Child Care Industry
- Before anything is adopted in Regulation, the proposed changes are discussed within public workshops.

Latisha Brown provides an example. If you are licensed for 200 children, you would pay the licensing fee of \$300.00 and \$2.00 per child in addition to the \$300.00.

Licensing must take in to account what Surveyors look at when in a facility. We are looking at what other states do and what they charge. Licensing wants to make sure we aren't being unfair.

Are these fees based off of how many children are enrolled in a facility or what is stated on the facility licensed capacity?

Wouldn't it be better to raise fees as a whole instead of per child?

Latisha Brown states that Licensing cannot give a final determination as it is still being reviewed. I will take feedback to our Fiscal Department to see what we can do.

Carrie Paldi: It may not be in the best idea to look at the licensed capacity of children. You could be licensed for 200 children but have 300 enrolled. That could burn a facility more so.

Carol Levins: enrollment fluctuates from month to month. Raising the fees entirely would take all of the guess work out of the equation.

Laurie Ciardullo: The Health Department raised rates from 15 to 118. It makes a bit difference for Family Care Homes. We don't make a ton of money; we are already struggling.

Ali Cooper: What about a graduated plan? One year we do this, year 2 we do this, and so on. This way facilities can plan and have the opportunity to prepare.

Latisha Brown: We have thought about this.

Carrie Paldi reads the justification of the background fee proposal.

Carrie Paldi: How was \$11.50 determined?

Latisha Brown: we use a system that is not our own (UNITY system), we use supplies, this includes the staff time & effort, and research that licensing does. Licensing also works with our Deputy Attorney General when making determinations.

Carrie Paldi: What are the fees that licensing charges?

Latisha Brown: Licensing does not currently charge for this. Public Safety and other jurisdictions charge for the fingerprinting.

Carrie Paldi: The CANS check is run on an initial, every year, and renewal after 5 years. Do you have to pay every time?

Latisha Brown: No, only initially and every 5 years after. The Listing of Residents is covered by your renewal fee.

Carrie Paldi: Multi-site employees that we send Consent & Release forms to licensing, for each site, will that trigger a charge per facility, per employee?

Latisha Brown: One charge for multiple sites.

Carrie Paldi: Plan would be invoiced to centers?

Latisha Brown: Yes, invoiced to centers. If you want the employee to pay the fee, that's up to the center.

Carrie Paldi: Invoiced weekly or monthly?

Latisha Brown: The Change of Personnel serves as an invoice to the facility at that time.

Carrie Paldi: What if you have an employee that transfers from one facility to another. Will that trigger another charge?

Latisha Brown: The facility needs to communicate. The facility needs to make sure Child Care Licensing knows and is aware of staff changes. Otherwise, it could add up to another charge for the facility.

Ali Cooper: We can't add this fee into the annual fee?

Latisha Brown: The number fluctuates from facility to facility, month to month. It's not a consistent number.

c. NAC432A.323 – initial training class requirement and additions

Public Comment: Carrie Paldi: It would seem that administering medication could be included in signs & symptoms of illness class, shaken baby could be included in child safety, preparedness and response training is new, and transportation, if you don't transport or certain staff don't transport then you wouldn't have to take the class.

Andrea Doran: Agreed. SIDS is only a requirement for staff if a facility cares for infants.

Laurie Ciardullo: I feel the same way about Family Care Home. I think there needs to be a commercial insurance for who does and who doesn't. Family Care Homes may use their own vehicles and their current insurance may not cover transportation of children.

Shelly Nye: I like the idea to combine classes and revise.

Andrea Doran: Add to classes and others offered individually.

Shelly Nye: The Nevada Registry takes recommendations when they are coming forth for trainings. Current classes may have to make accommodations.

Latisha Brown: I acknowledge with the training that something has been changed.

Ron Barakat: I have a training from years ago if anyone wants to see it, I'll provide. Time needs to be expanded for each class. Not by 5 minutes or 3 minutes but approximately.

Shelly Nye: We already do because we are NAEYC; we don't shortcut.

Latisha Brown: These are initials. Essentially it will be a class that you only have to take once.

Ron Barakat: What do other states do?

Shelly Nye: The Nevada Registry averages the length of those trainings. 1.5 hours is a standalone.

Latisha Brown: Shelly already provided how to incorporate trainings.

Carrie Paldi: For the administration of medication, is this a class for everybody or only individuals that administer medications?

Latisha Brown: We have built in flexibility to offer for only those that do the related work. Licensing comes across many issues, such as, facility says these 4 caregivers only transport. Child Care Licensing will go to that facility and it will be a caregiver that was not approved to transport, transporting the children.

Shelly Nye: I understand and see both sides.

Shelly Martinez: In California you have to have a special restriction on the license.

Ron Barakat: It's important for everyone to be educated and trained.

Latisha Brown: If your facility offers transportation or administering medications, then yes you must have all staff trained or if only those that transport and administer medications take the class.

Anna Lisa Acosta: Transportation is not just driving the bus; it's about safety and knowledge for the safety of the children. It's important everyone has the classes to learn the safety of transportation.

Reesha: Accommodation facilities do not administer medications and transport. Accommodation facilities should be exempt.

d. NAC432A 380 — Nutrition

Public Comment: Carrie Paldi: regarding the private space for breast feeding space, facilities that are licensed for children not infants, included?

Latisha Brown: You may have a child being dropped off and the Mother has the infant with her, then yes you need the space.

Andrea **?**: Are there accommodations for nutrition and health?

Latisha Brown: All of it is included.

Andrea Doran: Regarding part 'c', are we prohibiting the exclusion of as well as asking child to do 25 jumping jacks. You don't prohibit a child from going outside as well as forcing a child to do physical activity as punishment.

Latisha Brown: That is correct.

Jared Busker: Anything regarding meals and snacks?

Latisha Brown: Only the language in AB152.

e. NAC432A.522 – 524 – implementation of clear group size requirements

Public Comment: Carrie Paldi: We already recommended to licensing moving forward. The recommendations were:

- Children Birth to less than 1 year, one caregiver for every 4 infants; max group size 8
- Children 1 year to 1 ½ year, one caregiver for every 6 infants; max group size 12
- Children 1 ½ year to 2 years, one caregiver for every 8 toddlers; max group size 16
- Children 2 years to less than 3 years, one caregiver for every 10 toddlers; max group size 20
- Children 3 years to less than 4 years, one caregiver for every 14 children; max group size 28
- Children 4 years and older but not kinder, one caregiver for every 16 children; max group size 32
- Kinder to 12 years, one caregiver for every 20 children; max group size 40
- Children 13 years to 18 years; one caregiver for every 20 children; max group size 40

Shelly Martinez: I think some of the group sizes are too big for quality and supervision.

Carrie Paldi: Center classroom may have been designed for a lot of children or to be sectioned off. If the children eat lunch or nap together, it would cover that issue.

Andrea Doran: Any conversation around NAEYC and QRIS standards?

Carrie Paldi: Yes, quite a bit of discussion recommended caring for children, public & private. We reviewed previous recommendations at the last workshop in the 09 document that didn't pass. Child Care Licensing standards are at the minimum and are not the best practices.

David Walton: We aren't looking at best practices.

Carrie Paldi: We also looked at price. Would it be too expensive for parents?

3. Specified Changes

- a. NAC432A.170 – will look to add the following specific language: Crimes against children, including pornography, spousal abuse, crime involving rape or sexual assault, kidnapping, arson, physical assault or battery, conviction of a violent misdemeanor committed as an adult against child: child abuse, child endangerment, sexual assault, ~~. A-~~ misdemeanor involving child pornography and drug related crime during the preceding 5 years
- b. NAC432A.200 – Child Care Licensing completing fee analysis of the past 20 years of fees in conjunction with industry growth and needs. .
- c. NAC432A. 323 – classes to be added as needed will specifically include: The Administration of Medication, The prevention of and response to emergencies due to food and allergic reactions, building and physical premises safety, emergency preparedness and response training, shaken baby and abusive head trauma and transportation safety.
- d. NAC432A.380 – regulations will be amended to support the statues changes per AB152: ensure designated breastfeeding area, curriculum for active/physical

activity, ensure specialized plans for children with special needs and to prohibit the use of physical activity as a form of discipline.

- e. NAC432A.522 – 524 – regulations will need to clearly define group size and ratio requirements.

4. Industry Feedback

Child Care licensing would like to hear from the industry for their input on the proposed changes and how they would be affective. This review process is time committed to the industry to ensure advocacy and collaboration.

5. Affected Parties

Child Care Industry

6. Implementation Plan

Utilize feedback from the industry for the Regulation Amendment process through approval for adoption

7. High-Level Timeline/Schedule

- Generation of Regulation Amendments to be reviewed by DPBH Spring 2016 --- Determine Small Business Impact --+Public Workshop
- LCB review and approval --+Public Hearing --+Board of Health for approval ---+adoption

5. Future Agenda Items-*Carrie Paldi, Co-Chair*

- Standing agenda items (to include vacant position)
- Discuss and review focus areas and recommendations
- Re-appoint council position for non-profit for the South

6. Public Comment-*Carrie Paldi, Co-Chair*

No public comment

7. Committee Member terms: Member's terms expiring and members that would like to continue for re-appointment- *Carrie Paldi, Co-Chair*

8. Adjournment-*Carrie Paldi, Co-Chair*

Meeting adjourned at 3:23p.m.